

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

UNITED STATES OF AMERICA §
VS. § Cause No.: 4:23-CR-250
KYUNG HEO §

**DEFENDANT’S THIRD MOTION FOR EXTENSION OF TIME TO FILE
OBJECTIONS TO PRESENTENCE REPORT**

The defendant, by and through undersigned counsel, makes this Motion for Extension of Time to File Objections to the Presentence Report. In support of this request Defendant would show the following:

I.

Undersigned counsel received the Presentence Report on July 18, 2025. [Dkt. # 38].

II.

On May 20, 2025, undersigned counsel filed Defendant’s First Motion for Extension of Time to File Objections to Presentence Report [DKT # 35], which the Court granted an extension of June 20, 2025. [DKT # 36]. On June 17, 2025, undersigned counsel filed a Second Motion for Extension of Time to File Objections to Presentence Report [DKT # 37], which the Court granted an extension of July 18, 2025. [DKT # 38].

III

Undersigned counsel respectfully requests additional time as he needs to meet with Defendant to review and finalize the Objections.

Undersigned counsel would respectfully request a 14 - day extension.

IV.

This Motion is not being made solely for delay, but so that justice may be done.

WHEREFORE, for the reasons set forth above, Defendant respectfully requests the Court to grant this motion for extension of time to file objections to the presentence report.

Respectfully submitted,

BY: /s/ James R. Aulbaugh III
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Attorney for Defendant

CERTIFICATE OF CONFERENCE

The undersigned hereby certifies that he has conferred with AUSA Matthew Johnson, United States Attorney's Office, concerning the filing of this motion on this the 18 day of July, 2025. and Mr. Johnson advised he has NO OBJECTION to this request for continuance of the deadline to file objections to the presentence report.

/s/ James R. Aulbaugh III
James R. Aulbaugh III

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the above and foregoing document was served on Matthew Johnson, Assistant United States Attorney, United States Attorney's Office, ECF on this the 18th day of June, 2025.

/s/ James R. Aulbaugh III
James R. Aulbaugh III